

SIGNED.



Dated: November 21, 2011

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF ARIZONA

Minute Entry

*Sarah S. Curley*

Sarah S. Curley, Bankruptcy Judge

Hearing Information:

Debtor: GORDON DENNIS & CAROLINE LOUISE PEKRUL  
Case Number: 2:10-bk-32320-SSC Chapter: 7  
Date / Time / Room: WEDNESDAY, NOVEMBER 02, 2011 10:00 AM 7TH FLOOR #701  
Bankruptcy Judge: SARAH SHARER CURLEY  
Courtroom Clerk: WANDA GARBERICK  
Reporter / ECR: ANDAMO PURVIS

Matters:

- 1) ADV: 2-11-00039  
US TRUSTEE vs GORDON DENNIS PEKRUL  
HEARING ON MOTION FOR SANCTIONS AND PRE TRIAL CONFERENCE  
R / M #: 1 / 0
- 2) ADV: 2-11-00621  
GEMB Lending, Inc. vs GORDON DENNIS PEKRUL  
HEARING RE Motion to Dismiss Complaint filed by CAROLINE LOUISE PEKRUL, GORDON DENNIS PEKRUL  
R / M #: 14 / 0

Appearances:

JENNIFER A. GIAIMO, ATTORNEY FOR US TRUSTEE  
STERLING R. THREET, ATTORNEY FOR GEMB LENDING, INC.  
GORDON & CAROLINE PEKRUL

**UNITED STATES BANKRUPTCY COURT**  
**FOR THE DISTRICT OF ARIZONA**  
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(continue)... 2:10-bk-32320-SSC

WEDNESDAY, NOVEMBER 02, 2011 10:00 AM

**Proceedings:**

1) Mr. Pekrul states that Ms. Giaimo has made statements that are not correct. He explains that he spoke with the receptionist at the US Trustee's office. Ms. Giaimo states that she has had numerous problems and lack of cooperation from the debtors. She asked the court to set a trial date for one day.

COURT: THE COURT NOTES THAT THERE MAY HAVE BEEN CONFUSION WHEN MR. PEKRUL ARRIVED AT THE US TRUSTEE'S OFFICE, AND FINDS THAT BOTH SIDES ARE IN ERROR. IT IS ORDERED THAT THE MOTION FOR SANCTIONS IS DENIED. IT IS FURTHER ORDERED SETTING A ONE DAY TRIAL FOR **FEBRUARY 15, 2012 AT 10:00 A.M.** IT IS FURTHER ORDERED THAT THE JOINT PRE-TRIAL ORDER SHALL BE SERVED ON THE OTHER SIDE AND FILED BY **FEBRUARY 8, 2012.** PARTIES ARE DIRECTED TO EXCHANGE LISTS OF WITNESSES AND COPIES OF ALL EXHIBITS TO BE UTILIZED AT THE HEARING, INCLUDING IMPEACHMENT EVIDENCE. ANYTHING NOT SO DISCLOSED WILL NOT BE CONSIDERED BY THE COURT.

2) Mr. Threet provides background of the proceeding and goes the pleadings filed. He states that his client is entitled to 30 days notice, and that GEMB was not on the debtors' master mailing list. Mr. Pekrul states that GEMB had plenty of time as the amendment to the mailing list was filed on 11/24/10.

COURT: IT IS ORDERED GRANTING THE MOTION TO DISMISS COMPLAINT. IF MR. TREET HAS A BASIS, HE MAY FILE A MOTION FOR RECONSIDERATION.

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HONORABLE SARAH SHARER CURLEY  
United States Bankruptcy Judge

Copies of the foregoing emailed to

Jennifer.A.Giaimo@usdoj.gov  
Gordon Pekrul, gpvette65@hotmail.com

By Wanda Garberick  
Deputy Clerk